

STATE OF MICHIGAN



GOVERNOR

DIRECTOR

May 13, 2010

Notice of Case Action

Payment for out-of-home care for funded through the Title IV-E federal program is being canceled/denied because:

- ☐ 1. The child is not a US citizen or qualified alien.
- ☐ 2. The home from which the child was removed does not meet the former ADC program's deprivation requirements.
- ☐ 3. The family's income exceeds the former ADC program's standards.
- ☐ 4. The family has assets exceeding the former ADC program's standards.
- ☐ 5. The child's income exceeds the cost of care.
- ☐ 6. The child's assets exceed \$10,000.00.
- ☐ 7. The court's removal order does not contain a statement with case specific documentation that it is contrary to the child's welfare to remain in the home.
- ☐ 8. There was not a hearing within 60 days of the child's removal that resulted in a court order with case specific documentation finding that reasonable efforts to prevent removal had been made.
- ☐ 9. There is no court order resulting from a hearing held within the past 12 months that contains a finding with case specific documentation that reasonable efforts have been made to finalize the permanency plan.
- ☐ 10. The placement is not eligible for Title IVE funding.

This action is in accordance with Services Manual Items 902.5. If you have any questions about this action, please contact the worker at the Department of Human Services at:

The Department of Human Services (DHS) will not discriminate against any individual or group because of race, sex, religion, age, national origin, color, marital status, disability or political beliefs. If you need help with reading, writing, hearing etc. under the Americans with Disabilities Act, you are invited to make your needs known to a DHS office in your area.

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If you believe this action is not correct, as the Legal Guardian Ad Litem (L-GAL) you may request a hearing. A request for a hearing must be in writing and signed by you. The Department of Human Services does not pay for legal expenses.

If you request a hearing, your request must be received within 90 days from the date of this notice or it will be dismissed as untimely. If this notice is a cancellation of Title IV-E funding and the Department of Human Services receives a request for a hearing within 11 days after the effective date of this action, Title IV-E will continue for up to 90 days, or the date of the hearing decision whichever is earlier. No Title IV-E funding is available during the hearing process for denials. If the Department of Human Services proposed action is upheld in the hearing decision, or the hearing request is withdrawn, or you do not appear at the hearing, the appropriate local/state funding source will be required to repay the Department of Human Services for any assistance which would not have been received had a hearing not been requested.

The circumstances under which assistance is continued if a hearing is requested is covered in the above statement.

Signature

Date

cc:

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